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Docket No. <u>2003/0101PUS1</u>

Serial No. 10/594,950 Reply to Office Action dated August 19, 2009

## **REMARKS/ARGUMENTS**

Favorable reconsideration and allowance of the present patent application are respectfully requested in view of the foregoing amendments and the following remarks. Claims 1-18 are pending in the application.

# Claim Objections and 35 U.S.C. § 112 Rejections

Claim 29 was rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter set forth therein. In response, Applicants have cancelled claim 29 to obviate the rejection.

## Claim withdraw for non-elected Species

Claims 4, 8-13 and 19-28 have been withdrawn by the Examiner a drawn to a non-elected species as there is no allowable generic species. In response to this indication and without affecting the right to prosecute these claims in a divisions application, claims 19-28 including independent claims 19 and 28 have been cancelled. However claims 4 and 8-13 depend from amended claim 1, which is submitted as allowable over the art of record as is discussed below, and accordingly the rejoinder of claims 4 and 8-13 is requested.

## 35 U.S.C. § 102 & 103 Rejections

Claims 1, 2, 5, 6, 14-18 and 29 were rejected under 35 U.S.C. § 102(b) as allegedly being anticipated by Galbreath (U.S. Patent No. 6,494,535). Claims 3 and 7 were rejected under 35 U.S.C. § 103 (a) as allegedly being unpatentable over Galbreath (U.S. Patent No. 6,494,535) in view of Baloga et al (U.S. Patent No.7,322,649).

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Applicant respectfully traverses each of these rejections for at least the following reasons.

With respect to the rejection of claims 1, 2, 5, 6, 14-18 and 29 under 35 USC 102 as anticipated by Galbreath, the above amendment to independent claim 1 incorporates among other features the subject matter of the now cancelled claim 7, which is not the subject of the anticipation rejection. Additionally claim 29 has been cancelled, as indicated above. Thus the rejection under 35 USC 102 has been obviated.

Turning now to the rejection of claims 3 and 7 under 35 USC 103 as obvious over the references to Galbreath and Baloga ('649), Applicants submit that independent claim 1, which now contains the limitations of the now cancelled claim 7, defines subject matter not shown, disclosed or made obvious to one skilled in the art at the time of the invention based on the disclosures of Galbreath and Baloga. By virtue of the rejection it is apparent that the Examiner relies of Baloga for showing a cross member as regards claim 7 but does not rely on Baloga for disclosing that "both the first and second connectors conform to the ISOfix standard" but states that "to have formed both connectors as conforming to the ISOfix standard, thereby allowing child seats with such connectors to be utilized with the connector means of Galbreath, would have been well within the level of skill in the art, thereby providing easier access for anchoring the child seat to the vehicle".

Applicants submit that an embodiment of the invention defined by independent claim 1 discloses a fitting which may be used with a safety seat whereby if an owner has an older automobile with only an safety belt fitting (i.e. without ISOfix anchor bars) then the cassette fitting need not be purchased and thus the cost of any permanently attached ISOfix fitting is avoided but when the purchaser acquires another vehicle or

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has two vehicles one of which is more modern and has ISOfix anchorages, the cassette fitting of claim 1 may be purchased and docked to the child safety seat to enable ISOfix "connector to anchor fitting" to the ISOfix anchorages of the vehicle seat. (Paragraphs [0004]-[0005]).

The reference to Baloga similar to Galbreath only describes using ISOfix type connectors for connecting to the vehicle seat and neither show or disclose using (1) ISOfix type connectors for connecting to a child safety seat or (2) ISOfix type connectors for use in connecting to both the vehicle seat and the child safety seat. That is, Baloga has second connectors (22, 24) for connecting to a vehicle seat (26B, 26C) that are not ISOfix (or Latch) type connectors.

Because the features of the claimed invention described above and in the specification, is not addressed or the same problem is not sought to be solved by either Galbreath or Baloga, it is submitted that whether taken alone or in combination one skilled in the art would not find it obvious to make the necessary modifications to provide the claimed invention defined by amended independent claim 1 which includes both a first connector for connecting to an anchorage of a safety seat and a second connector for connecting to an anchorage of a vehicle seat that each confirm to the ISOfix standard.

Further, the dependent claims are allowable at least by virtue of their dependency on the above-identified independent claim 1. See MPEP § 2143.01. Moreover, these claims recite additional subject matter, which is not suggested by the documents taken either alone or in combination. Additionally claims 4 and 8-13 depend from claim 1 and in view of their rejoinder discussed above, these claims are also submitted as allowable.

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#### **CONCLUSION**

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In view of the foregoing amendments and remarks, it is respectfully submitted that the application is in condition for allowance. If the Examiner believes that any additional changes would place the application in better condition for allowance, the Examiner is invited to contact the undersigned attorney, at the telephone number listed below.

### **Deposit Account Authorization**

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 50-3828 and please credit any excess fees to such deposit account.

Respectfully submitted,

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Date: November 19, 2009

Attachment(s):